

## Message Text

UNCLASSIFIED

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ACTION SNM-02

INFO OCT-01 ARA-10 ISO-00 AID-05 L-03 DEAE-00 SSO-00

INRE-00 NSCE-00 USIE-00 SS-15 HEW-06 DODE-00

CIAE-00 INR-07 IO-14 JUSE-00 NSAE-00 TRSE-00

NSC-05 OES-07 OMB-01 /076 W

-----021909Z 041002 /43

O 021854Z JUN 77

FM AMEMBASSY MEXICO

TO SECSTATE WASHDC IMMEDIATE 2508

UNCLAS MEXICO 08762

EO: 11652: N/A

TAGS: SNAR, MX

SUBJECT: NARCOTICS: DRAFT AGREEMENT ON MAINTENANCE  
FUNDING

REF: (A) STATE 121049; (B) MEXICO 8651; (C) STATE 126542

1. ATTORNEY GENERAL HAS PERSONALLY REVIEWED DRAFT  
AGREEMENT AND REQUESTS FOLLOWING CHANGES IN ADDITION  
TO THOSE REQUESTED IN REF (B) AND APPROVED IN REF(C).

2. REPHRASE PARA (C) OF REF (A) TO READ: "THE  
GOVERNMENT OF MEXICO AGREES THAT REPRESENTATIVES OF  
THE GOVERNMENT OF THE UNITED STATES MAY PARTICIPATE IN  
THE SELECTION OF THE CONTRACTOR AND THE NEGOTIATION OF  
A MUTUALLY AGREED UPON CONTRACT, AND THAT, THEREAFTER,  
ANY AMENDMENT OR MODIFICATION OF THE CONTRACT, ANY  
CHANGE OF CONTRACTED PERSONNEL, ANY MODIFICATION OF THE  
METHOD OF PAYMENT (INCLUDING FINAL PAYMENT) ANY ASSIGN-  
MENT OF THE CONTRACT OR ANY SETTLEMENT OF A CLAIM ARIS-  
ING FROM THE CONTRACT WILL BE UNDERTAKEN ON THE BASIS  
OF A PREVIOUS AGREEMENT BETWEEN REPRESENTATIVES OF OUR  
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TWO GOVERNMENTS." (COMMENT: SUGGESTED CHANGE RETAINS  
THE SAME RIGHTS FOR USG WHILE AVOIDING PHRASE, "THE  
GOVERNMENT OF MEXICO WILL NOT ...").

3. REPHRASE PARA F (2) OF REF (A) TO READ: "TO  
FACILITATE FOR THE CONTRACTOR, HIS EMPLOYEES AND THEIR  
DEPENDENTS THE TEMPORARY IMPORTATION, WITHOUT COST IN

ACCORDANCE WITH APPROPRIATE MEXICAN LAWS, OF A REASON-  
ABLE AMOUNT OF HOUSEHOLD, PERSONAL, AND TECHNICAL  
EFFECTS, AND AN AUTOMOBILE." (COMMENT: ATTORNEY  
GENERAL ARGUES THAT, ALTHOUGH HIS PREDECESSORS MAY  
HAVE ACCEPTED CLAUSE AS ORIGINALLY DRAFTED, HE DOES  
NOT HAVE AUTHORITY TO "PERMIT" TEMPORARY IMPORTATION BUT  
CAN UNDERTAKE TO "FACILITATE" SUCH IMPORTATION. IN  
POINT OF FACT, ATTORNEY GENERAL HAS NEVER FAILED TO  
OBTAIN NECESSARY CLEARANCE AND HAS EVEN SUCCEEDED IN  
HAVING CERTAIN LAWS (E.G., THOSE REQUIRING TEMPORARILY-  
IMPORTED CARS TO LEAVE COUNTRY EVERY SIX MONTHS) WAIVED.  
WE PERCEIVE NO PRACTICAL EFFECT OF THIS CHANGE.)

4. ADVISE IF CHANGES ACCEPTABLE. THOMPSON

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** DRUG CONTROL, AGREEMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
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**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
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**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
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**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
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**Litigation History:**  
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**Message ID:** e809c486-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION SNM  
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**Original Handling Restrictions:** n/a  
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**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
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**Reference:** 77 STATE 121049, 77 MEXICO 8651, 77 STATE 126542  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 19-Oct-2004 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2305918  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** NARCOTICS: DRAFT AGREEMENT ON MAINTENANCE FUNDING  
**TAGS:** SNAR, MX, US  
**To:** STATE  
**Type:** TE  
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**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
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